



FOREIGN AFFAIRS MANUAL

VOLUME 9 – VISAS

Change Transmittal: VISA-2154

Date: July 30, 2014

9 FAM 41.53 NOTES

9 FAM 41.53 PROCEDURAL NOTES

1. Summary of Changes

This Change Transmittal updates 9 FAM 41.53 Notes by substantially updating the material with new verb tenses to reflect the expiration of the Employ American Workers Act (EAWA), to update references throughout, and removes out of date material as indicated below:

Old Location	Old Title	New Location	New Title
9 FAM 41.53 N8.2	Kentucky Consular Center (KCC) to Make Entries in PIMS	Deleted	
9 FAM 41.53 N8.3	Approved Petition is Prima Facie Evidence of Entitlement to H Classification	9 FAM 41.53 N8.2	Approved Petition is Prima Facie Evidence of Entitlement to H Classification
9 FAM 41.53 N8.4	Validity of H Visas	9 FAM 41.53 N8.3	Validity of H Visas
9 FAM 41.53 N8.4-1	Validity of H1-B Visas When Change of Employer	9 FAM 41.53 N8.3-1	Validity of H1-B Visas When Change of Employer

	Pending		Pending
9 FAM 41.53 N8.4-2	H1-B Aliens May Travel Abroad While Change of Employer Pending	9 FAM 41.53 N8.3-2	H1-B Aliens May Travel Abroad While Change of Employer Pending
9 FAM 41.53 N8.4-3	Validity of H-1B When There is a Change of Employer	9 FAM 41.53 N8.3-3	Validity of H-1B When There is a Change of Employer
9 FAM 41.53 N8.4-4	Limiting Validity of H Visas	9 FAM 41.53 N8.3-4	Limiting Validity of H Visas
9 FAM 41.53 N8.4-5	Job Flexibility for Long-Delayed Applicants for Adjustment of Status to Legal Permanent Residence (LPR)	9 FAM 41.53 N8.3-5	Job Flexibility for Long-Delayed Applicants for Adjustment of Status to Legal Permanent Residence (LPR)
9 FAM 41.53 N8.4-6	Reissuance of Limited H Visas	9 FAM 41.53 N8.3-6	Reissuance of Limited H Visas
9 FAM 41.53 N8.4-7	Issuing Single H Visa Based on More Than One Petition	9 FAM 41.53 N8.3-7	Issuing Single H Visa Based on More Than One Petition
9 FAM 41.53 N8.5	Multiple Beneficiaries	9 FAM 41.53 N8.4	Multiple Beneficiaries
9 FAM 41.53 N8.6	Beneficiaries with More than One Employer	9 FAM 41.53 N8.5	Beneficiaries with More than One Employer
9 FAM 41.53 N8.7	Substitution of Beneficiaries	9 FAM 41.53 N8.6	Substitution of Beneficiaries
9 FAM 41.53 N28	Temporary Worker Visa Exit PILOT Program	Deleted	

9 FAM 41.53 N29	Responsibilities of Consular Officers Informing Applicants of Legal Rights	9 FAM 41.53 N28	Responsibilities of Consular Officers Informing Applicants of Legal Rights
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2. If this issuance changed less than half the words, we formatted the changed text in *dark magenta italic*. If this issuance changed more than half the words, we did not use *dark magenta italic*. The CT line in each section shows when that section last changed.
3. Officers are reminded that Department-issued materials not codified in the Foreign Affairs Manual or its supplemental Foreign Affairs Handbook series generally have no regulatory validity (see 2 FAM 1111.1).
4. **CA/VO/L/R** is responsible for the material in this subchapter; direct questions concerning content substance and interpretation to this office. For administrative questions on the Foreign Affairs Manual and Handbooks, contact The Office of Directives Management (A/GIS/DIR).

Filing Instructions (Paper Copies)

1. Remove and discard the old 9 FAM 41.53 Notes (CT:VISA-1986; 05-03-2013) and insert the new 9 FAM 41.53 Notes (CT:VISA-2154; 07-30-2014).

Remove and discard 9 FAM 41.53 Procedural Notes (CT:VISA-930; 02-28-2008).
2. After inserting the material in the binder, insert this change transmittal letter immediately following the CT Checklist, then fill in the entry line for the appropriate CT and initial.

Distribution Notice

1. The Foreign Affairs Manual and Handbooks (unclassified) official version are on the State Department's Intranet site.
2. All posts and offices keeping paper versions of the Foreign Affairs Manual are responsible for maintaining the FAM on a current basis (see 2 FAM 1116.5).
3. Use **KFAM** and **AINF** TAGS on **all** communications on FAM/FAH issues.